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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT

Gogerty, Joseph Kevin

SERIAL NO

09/760,324

FILED

January 12, 2001

TITLE

HYBRID MAIZE PLANT & SEED 34N16

Grp./A.U.

1638

Examiner

Fox, David T.

Conf. No.

2686

Docket No.

P04811US0

## AMENDMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated September 20, 2002, please consider the following remarks.

## In the Claims

Please amend claims 6, 8, 10-11, 14-15, 18-19, 21, 23-24, 27-28 and 31-32 as follows:

## 6. (Twice Amended)

The tissue culture according to claim 5, the cells or protoplasts of said cells having been isolated from a tissue selected from the group consisting of leaves, pollen, embryos, roots, root tips, anthers, silks, flowers, kernels, ears, cobs, husks, and stalks.

CERTIFICATE OF FACSIMILE TRANSMISSION (37 C.F.R. § 1.6(a)(3))

I hereby certify that this document and the documents referred to as enclosed therein are being transmitted via facsimile to: Technology Center, 1600 (Art Unit 1638) 703-872-9306, Atm: Assistant Commissioner for Patents, Washington, D.C. 20231, on this 18 day of December, 2002.

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